

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

SIXTO ALVAREZ,

Plaintiff,

v.

9:11-CV-236

BRIAN FISCHER, *New York State DOCS*
Commissioner, et al.,

Defendants.

APPEARANCES:

OF COUNSEL:

Sixto Alvarez
Plaintiff, *pro se*

Charles J. Quackenbush
New York State Attorney General - Albany Office
The Capitol
Albany, NY 12224
NORMAN A. MORDUE, U. S. DISTRICT JUDGE

ORDER

The above matter comes to me following a Report-Recommendation by Magistrate Judge Andrew T. Baxter, duly filed on the 27th day of January 2012. Following fourteen (14) days from the service thereof, the Clerk has sent me the file, including any and all objections filed by the parties herein.

After careful review of all of the papers herein, including the Magistrate Judge's Report-Recommendation, and no objections submitted thereto, it is

ORDERED that:

1. The Report-Recommendation is hereby adopted in its entirety.
2. The defendants' motion for summary judgment (Dkt. No. 14) is granted, and plaintiff's

claims are dismissed in its entirety as to all defendants.

3. The Clerk of the Court shall serve a copy of this Order upon all parties and the Magistrate Judge assigned to this case. Plaintiff shall be served by certified mail, return receipt requested.

IT IS SO ORDERED.

Dated: February 21, 2012
Syracuse, New York


Honorable Norman A. Mordue
U.S. District Judge

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